

April 5, 1973

in favor of adopting the Cavanaugh amendment now to the Committee amendments, please say aye. Those opposed say no. So ordered, the amendment is adopted. Now, we are back to Committee amendments. Is there any further discussion, now, of the Committee amendments? Senator Luedtke has already moved those. All those in favor of the Committee amendments, now, as amended, please say aye. Those opposed say no. So ordered, the Committee amendments are adopted. Back to you, Senator Luedtke.

CLERK: Mr. President, there are some more amendments. Amendments offered by Senator Whitney. The amendment would read as follows: Read.

PRESIDENT: The chair recognizes Senator Whitney.

SENATOR WHITNEY: Mr. President and members of the Legislature, as Chairman of the Retirement Committee, it came to my attention that there was something put in this bill which apparently not intended to be put in, and I talked this over with the introducer of the bill, Senator Luedtke, and he agrees that we should have this amendment. The bill as it was originally written would require the state to pay for the retirement program of the municipal judges and, so, since the state is not the employer, instead its the municipalities to match the employees retirement contributions. We, therefore, need to have this amendment, and that is all it does is that it will put back in the bill that the matching funds, the matching premiums will be paid by employer, namely, the municipalities rather than the state. I move the adoption of the amendment.

PRESIDENT: Any further discussion of the amendment? The question is shall the amendment be adopted as explained by Senator Whitney. All those in favor please say aye. Those opposed say no. The amendment is adopted, then. Senator Luedtke.

SENATOR LUEDTKE: Are there any other amendments? Mr. President, then, in going on I will just merely explain the basic provisions of the bill, having explained the amendments. The basic provisions of the bill; Section 1 clarifies filing of oaths; Section 2 deletes requirement that the Clerk of the County Court file monthly statement of costs with the County Treasurer because, remember, it is now state operated Court systems so there is no need to do that with the County Treasurer; Section 3 is a minor change in the method of submitting a budget for the County Court system and clarifies the procedure of submitting that particular budget; Section 4 is new language specifying and authorizing the Chief Justice to assign County Judges to serve temporarily in districts other than their own. This can be done in emergency situations very clearly under LB 1032 but the new language would permit it..them to assign and to assist where there are unusually high case loads and we want to make sure that this can be done to permit the flexibility which was spoken for LB 1032 in the first instance. It is similar to and almost identical to what we do with district judges now. New language, also, specifies that the Governor makes appointments to fill vacancies in the office of County Judge. This is merely consistent with Article 4, Section 11 in the Constitution. Then, Section 5 amends the Section dealing with the jurisdiction of the County Courts to provide for jurisdiction over adoption and relates to the matter which I already discussed with regard to the amendment. Section 6 amends 24-701 to specify that Associate County Judges serving on a temporary bases are not members of the Judicial Retirement System, similar to the Judges pro tem that I referred to in the amendment, so that we are not going to have some parttime part time people coming in and getting in the Retirement System. This is just..does not..would not pass